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BEFORE THE HON'BLE HIGH COURT OF CHHATTISGARH
AT BILASPUR (C.G.)

WRIT PETITION NO. 3521 /2006 SINGLE BENCH

PETITIONER

P.R. No. 3583/06
Presented by Shri Vinod Lal Chandani
dated 13/12/06

Arvind Mishra, aged about 42 years, s/o Shri Dashrath Lal Mishra, Lecturer, Govt. Girls Higher Secondary School, Bemetara, District Durg (Chhattisgarh)

VERSUS

RESPONDENTS

1. State of Chhattisgarh, through – the Secretary, School Education Deptt., Dau Kalyan Singh Bhawan, Raipur (C.G.)
2. The Director, Lok Shikshan Sanchalnalay, Raipur (CG)
3. The District Education Officer, Bemetara, District Durg (C.G.)
4. Anil Kumar Markande, Lecturer, Government Higher Secondary School, Thaan Khamhariya, (Bemetara) Distt. Durg (CG)
5. Smt. Reena Devi Sahu, President, Janpad Panchayat Bemetara, Distt. Durg (C.G.)

एस.के. शुक्ला
तहसीलदार (ए.ए.)
बेमेतरा तहसील कोर्ट

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WRIT PETITION UNDER ARTICLES 226/227 OF THE CONSTITUTION OF INDIA.

XI-HC-78

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

मामला क्रमांक W.P.3524 **सन्** 2006

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आदेश पत्रक (पूर्वानुबद्ध)

आदेश का दिनांक तथा आदेश क्रमांक	हस्ताक्षर सहित आदेश	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश

18-7-2006

Mr. Y.C. Sharma, counsel for the petitioner.

Miss Deepali Pandey, Panel Lawyer for the State/ respondents No.1 to 3, on advance copy.

Heard both the counsel.

By the instant writ petition, the petitioner has questioned the transfer order dated 7-7-2006 (Annexure P-1), whereby he has been transferred from Bemetara to Jashpur.

Learned counsel for the petitioner submits that the petitioner was working as Science Teacher, as well as he was holding the additional charge of Block Education Officer and process for recruitment of Shiksha Karmis was started, some complaints were made against the petitioner which were replied to and enquiry was held by the District Education Officer in which the petitioner was exonerated. However, a complaint was made to the Chief Minister and based on that, the petitioner was transferred. Moreover, the post of Science Lecturer is still lying vacant and if it is kept vacant, career of the students will be affected.

In view of the above facts, learned counsel for the petitioner submits that the petitioner may be allowed to make a representation to respondent No.2 and in turn, respondent No.2 be directed to decide the same, to which learned counsel appearing for the State/respondents has no objection.

Having heard learned counsel for the parties and having regard to the facts and circumstances of the case, the prayer made

P.T.O.

XI-HC-78

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

मामला क्रमांक ...W.P.3521/... **सन्** 2006

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आदेश पत्रक (पूर्वानुबद्ध)

आदेश का दिनांक तथा आदेश क्रमांक	हस्ताक्षर सहित आदेश - 2 -	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश
Soma	by learned counsel for the petitioner is just, fair and reasonable. Therefore, the petitioner is allowed to make a detailed representation along with a copy of this petition to respondent No.2, within a period of 10 days from today and in turn, respondent No.2 shall decide the representation of the petitioner in an objective manner considering the points raised by the petitioner, within a period of 30 days from the date of receipt of the representation, in accordance with law. With the direction aforesaid, the petition stands disposed of. In view of this order, M.(W.)P.No.2710/2006 and I.A. No.6835/2006 stand disposed of. Parties are entitled for certified copy of this order. **Sd/-** **L.C. Bhadoo** **Judge**	

P.T.O.